

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2014-129692-001 DT

03/16/2016

JUDGE PRO TEM KEELAN BODOW

CLERK OF THE COURT

P. M. Espinoza

Deputy

STATE OF ARIZONA

FRANKIE JONES

v.

CARLOS GALLARDO (001)

DOB: 11/04/1977

ASHLEY E BLUM

APO-SENTENCINGS-CCC

APPEALS-CCC

DISPOSITION CLERK-CSC

MERCY MARICOPA INTEGRATED

CARE

RFR

DISPOSITION HEARING - PROBATION REINSTATED WITH REVOCATION
ARRAIGNMENT/VIOLATION HEARING

10:44 a.m.

Courtroom 2B-SCT

State's Attorney:	Harriet Bernick
Defendant's Attorney:	Ashley Blum
Defendant:	Present
Probation Officer	Carolyn Arteaga
MMIC Liaison:	Shelley Curran

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

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This is the time set for the continued Non-Witness Violation Hearing on the Comprehensive Mental Health Calendar.

LET THE RECORD REFLECT that a staffing in this matter was conducted earlier this date.

Defendant was not present for the group advisement given on the record and is now given his constitutional rights.

The Defendant has previously entered a denial to the alleged violation of probation and now advises the Court that he/she wishes to enter an admission.

The Defendant admits violation of probation for condition #3.

The admission is accepted and entered of record.

The Defendant is advised of the right to disposition hearing within the statutory time limits and the right to a written probation violation report.

Disposition proceeds at this time:

Counsel make statements to the Court and recommendations are given.

The Court finds Defendant has violated the conditions of probation previously imposed.

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), continuing the defendant on probation:

Count 1: With a revised expiration date of 01/27/2019.

Length of Probation: Four (4) Years

Conditions of probation include the following:

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

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Condition 8: Request and obtain written permission of the APD prior to leaving the State.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 1 - \$5.00 per month.

PROBATION ASSESSMENT: Count 1 - \$20.00.

Count 1: \$50.00 to the Family Offense Assessment.

Count 1: \$50.00 to the Address Confidentiality Program.

Payment to commence on April 1, 2016 and is due on the same day of each month thereafter until paid in full.

All amounts payable through the Clerk of the Superior Court.

Condition 16: Not consume or possess any substances containing alcohol.

Condition 19: Not have any contact with the victim(s) in any form, unless approved in writing by the APD.

Condition 21: Abide by the special conditions of probation as noted on the attachment to the Uniform Conditions of Supervised Probation as follows:

Domestic Violence
Mental Health

Condition 22: Other: Complete an assessment for substance abuse treatment and follow any recommendations.

IT IS FURTHER ORDERED Defendant be given credit for any monies paid to date.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

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Defendant is reminded that failure to maintain contact with the Probation Department as required by your Probation Officer may result in the following orders being issued against you:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion To Dismiss the allegations of violation of the remaining term(s) as set forth in the Petition To Revoke.

The written terms and conditions of probation are handed to the Defendant for explanation and signature. The Defendant is advised of the consequences of failure to abide the terms of probation.

IT IS FURTHER ORDERED setting Review Hearing for **April 13, 2016 at 3:00 p.m.** before this court.

10:56 a.m. Matter concludes.

IT IS ORDERED that defense counsel shall preserve defendant's file for post-conviction relief purposes. If defense counsel receives notice that defendant is seeking post-conviction relief, counsel shall prepare the file for delivery to PCR counsel and shall make timely arrangements for the exchange thereof when notified. Further, upon exchange of the file, defense counsel shall file with the court a Notice of Compliance that shall, at a minimum, include date of compliance, recipient of the file, and an itemization of contents of the file. A copy of the Notice shall be provided to PCR counsel, the State and the PCR Unit.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ JUDGE PRO TEM KEELAN BODOW
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)